

SENATE BILL No. 170

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-6-6.6-3.

Synopsis: Hazardous waste disposal tax. Allows a county to use the county's share of the hazardous waste disposal tax to pay the costs associated with any project that has identifiable environmental benefits.

Effective: July 1, 2001.

Simpson

January 8, 2001, read first time and referred to Committee on Environmental Affairs.

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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

SENATE BILL No. 170

A BILL FOR AN ACT to amend the Indiana Code concerning taxation and environmental law.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 6-6-6.6-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 3. (a) Seventy-five
3 percent (75%) of the revenue produced by the levy imposed under
4 section 2 of this chapter shall be deposited in the hazardous substances
5 response trust fund established by IC 13-25-4-1 and twenty-five
6 percent (25%) of the revenue shall be paid over to the county in which
7 the disposal facility is located.
8 (b) The revenue paid over to the county under subsection (a) shall
9 be deposited in a separate fund established by the county for the
10 purposes of the following:
11 (1) Establishing monitoring wells on land near the site of the
12 disposal facility.
13 (2) Analyzing samples from the monitoring wells established
14 under subdivision (1).
15 (3) Conducting other types of testing and surveillance for
16 hazardous waste contamination of land near the disposal facility.
17 (4) Providing training for county and local public health and



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public safety officers in the proper procedures for dealing with emergencies involving hazardous substances or hazardous waste.

(5) Providing special clothing and equipment needed by county and local public health and public safety officers for dealing with emergencies involving hazardous substances or hazardous waste.

(6) Funding research on alternatives to land disposal as a means of eliminating hazardous waste.

(7) Paying the cost of hazardous waste, hazardous substance, or solid waste removal and remedial action at a site located within the county.

(8) Meeting the county's requirements under IC 13-21 for the planning and implementation of a solid waste management district plan.

(9) Paying the costs associated with any other project that has identifiable environmental benefits.

(c) The county fund established under subsection (b) shall be administered by the county treasurer, and the expenses of administering the fund shall be paid from money in the fund. Money in the fund not currently needed to meet the obligations of the fund may be invested in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund at the end of a particular fiscal year does not revert to the county general fund.

(d) No money in the county fund established under subsection (b) shall be used for activities authorized in subsection (b)(8) **or (b)(9)** until the purposes listed in subsection (b)(1) through (b)(7) have been fulfilled.

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